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Attorneys for Defendant  
THE CHARLES MACHINE WORKS, INC.

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

TRIC TOOLS, INC.,

Plaintiff,

v.

THE CHARLES MACHINE WORKS, INC., d/b/a  
DITCH WITCH,

Defendant.

Case No.: CV-10-2569-JCS

**STIPULATION AND PROPOSED  
ORDER RE: INITIAL CASE  
MANAGEMENT CONFERENCE AND  
ADR DEADLINES**

Jury Trial Demanded

IT IS HEREBY stipulated and agreed by and between plaintiff TRIC TOOLS, INC., and  
defendant THE CHARLES MACHINE WORKS, INC., that the following events be continued to  
the new dates proposed by all parties:

Event	Date Set by the Court	New Date Proposed by Stipulation
Last day to: <ul style="list-style-type: none"> <li>Meet and confer re initial disclosures, early settlement, ADR process selection, and discovery plan</li> <li>File ADR Certification signed by parties and Counsel</li> <li>File either Stipulation to ADR Process or Notice of Need for ADR Phone Conference</li> </ul>	8/27/2010	<b>11/15/10</b>
Last day to file Rule 26(f) Report, complete initial disclosures or state objection in Rule 26(f) Report and file Case Management Statement per attached Standing Order re Contents of Joint Case Management Statement	9/10/2010	<b>12/6/2010</b>
INITIAL CASE MANAGMENT CONFERENCE (CMC) in Ctrm A, 15 <sup>th</sup> Floor, SF at 1:30 p.m.	9/17/2010	<b>12/17/2010</b>

The parties respectfully request that the Court consider and grant the continuances of these events to allow all parties additional time since plaintiff TRIC TOOLS, INC. is filing an amended complaint and defendant THE CHARLES MACHINE WORKS, INC. has only recently appeared.

Based on the foregoing, plaintiff TRIC TOOLS, INC. and defendant THE CHARLES MACHINE WORKS, INC. respectfully request that this Court grant their Stipulation to continue the initial case management conference and ADR deadlines.

Dated: August 27, 2010

Respectfully Submitted by,

By: /s/ Peter M. Hart

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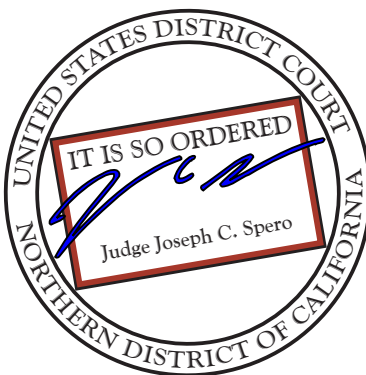
Dated: August 27, 2010

Respectfully Submitted by,

By: /s/ Craig Sheridan Miller

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Dated: August 30, 2010



**CERTIFICATE OF SERVICE**

I hereby certify that on August 27, 2010, I electronically filed the foregoing with the Clerk of the Court using CM/ECF system which will send a notification of electronic filing to the following CM/ECF:

**Craig Sheridan Miller**

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